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Supreme Court, U. S.
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No. 95-1144

In The

Supreme Court of the United States

October Term, 1995

MANFRED DeREWAL,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Third Circuit

REPLY BRIEF FOR PETITIONER

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2 pp

There are two incorrect factual assertions made by the United States in its Brief in Opposition to the Petition for Writ of Certiorari filed herein.

1. On page 3, it is asserted that Petitioner made an illegal splice onto a telephone line. That is incorrect. The condition which resulted in the telephone lines being crossed was in place prior to Petitioner's release from confinement, and there was no evidence he was responsible therefor.

2. It is alleged at pages 8 and 13 that the District Court reviewed the parole officer's file in camera. That is an overstatement of the facts. The Court limited its review to a single entry to determine whether a statement alleged to be made by Petitioner was in fact in the file. That was the extent of the review. As the statement was not contained in the file, counsel pursued the attempt to have the file produced for examination of the witness. It was not produced and no further review of the file was conducted by the District Court.